



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : ANTHONY W. ULWICK
Serial No : 09/652,576
Filed : AUGUST 31, 2000
For : COMPUTER BASED PROCESS FOR
STRATEGY EVALUATION AND
OPTIMIZATION BASED ON
CUSTOMER DESIRED OUTCOMES AND
PREDICTIVE METRICS
Examiner : HANI M. KAZIMI
Group : 3624
Our File No : 9509.4824

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION (37 CFR 1.321(c))**

Mail Stop Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Identification of Persons(s) Making This Disclaimer

Name(s) of disclaimant(s): Joseph R. Englander, Esq. of Malin, Haley & DiMaggio, P.A.

Residing at: 1936 South Andrews Avenue
Fort Lauderdale, Florida 33316

represent that I am:

02/04/2005 BABRAHA1 00000017 09652576

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65.00 OP

- an inventor of this invention
- an assignee of this invention
- a representative authorized to sign on behalf of the assignee identified below
- an attorney of record for this invention

Identity of Assignee and Title of Disclaimant (if applicable)

Name of assignee: **NONE**

Address of assignee: **N/A**

Title of disclaimant: **N/A**
authorized to sign on behalf of assignee

Recordal of Assignment in PTO (if applicable)

the assignment was recorded on

Reel:

Frame:

Extent of Interest

The extent of my (our) interest is in

the whole of this invention

a sectional interest in this invention as follows (here state the exact interest of the disclaimant(s)):

Assignee has reviewed the document(s) evidencing the assignment referenced herein and certifies that, to the best of Assignee's knowledge and belief, title to this application is in Assignee.

Disclaimer

I hereby disclaim the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of:

United States Patent No. 5,963,910, as presently shortened by any terminal disclaimer
 Any patent granted on application no.

and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

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this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of

United States Patent No. 5,963,910, as presently shortened by any terminal disclaimer
 Any patent granted on application no.

in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Fee Status
(37 CFR 1.20(d) and 37 CFR 1.321)

other than a small entity fee \$110.00
 small entity fee \$65.00
 verified statement attached
 verified statement already filed on

Fee payment

Attached is a check in the sum of **\$65.00**.

Charge Account 13-1130 for any fee deficiency required by this paper.

Charge Deposit Account 13-1130 the sum of \$. A duplicate of this disclaimer is attached.

MALIN, HALEY & DiMAGGIO, P.A.


Joseph R. Englander, Esq., Reg. No. 38,871
Dale Paul DiMaggio, Esq., Reg. No. 31,823